

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

TOMAC,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Civil Action No. 01-0398 (JR)
	:	
GALE A. NORTON, Secretary, U.S.	:	
Department of the Interior, et	:	
al.,	:	
	:	
Defendants.	:	

ORDER

For the reasons set forth in this accompanying memorandum, it is this ____ day of March 2002,

ORDERED that defendants' motion to transfer the case to the Western District of Michigan [#14] is **denied**. And it is

FURTHER ORDERED that defendants' motion to dismiss [#21] is **granted in part**. And it is

FURTHER ORDERED that plaintiff's motion to permit discovery [#47] is **denied**. And it is

FURTHER ORDERED that defendants' motion for protective order [#550] is **denied** as moot. And it is

FURTHER ORDERED that the parties appear _____, 2002, at _____ for oral argument on the remaining issues in the case.

JAMES ROBERTSON
United States District Judge

Copies to:

Rebecca A. Womdeldorf
Joe G. Hollingsworth
Stephen A. Klein
Spriggs & Hollingsworth
1350 I Street, N.W.
Ninth Floor
Washington, DC 20005

William C. Fulkerson
Daniel K. DeWitt
Robert J. Jonker
Daniel P. Ettinger
Warner Norcross & Judd LLP
900 Old Kent Building
111 Lyon Street, N.W.
Grand Rapids, MI 49503

Counsel for Plaintiff

Frances M. Zizila
Indian Resources Section/ENRD
U.S. Department of Justice
P. O. Box 44378
Washington, DC 20026-4378

Counsel for Defendants

Reid Peyton Chambers
Sonosky, Chambers, Sachse,
Endreson & Perry
1250 I Street, N.W.
Suite 1000
Washington, DC 20005

David Michael Peterson
Butzbaugh & Dewane, P.L.C.
P.O. Box 27
St. Joseph, MI 49085

Harold George Schuitmaker
Schuitmaker, Cooper &
Schuitmaker
P.O. Box 520
Paw Paw, MI 49079-0520

Counsel for Amici Curiae New
Buffalo Township, Michigan and
City of New Buffalo, Michigan